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## TRANSMITTAL FORM

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Total Number of Pages in This Submission

8

Application Number

10/743,450

Filing Date

12/19/2003

First Named Inventor

Kozyuk, O.

Art Unit

1615

Examiner Name

Unknown

Attorney Docket Number

24961-80

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Return Receipt Postcard
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	PTO/SB08A
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	Copy of International Search Report
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Benesch, Friedlander, Coplan & Aronoff LLP		
Signature			
Printed name	Gregory S. Kolocouris		
Date	12/15/06	Reg. No.	47,714

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Christina R. Correll	Date	12/15/2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Docket No. 24961-80  
(Patent)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of : KOZYUK, O.  
Application No. : 10/743,450  
Filing Date : December 19, 2003  
Docket No. : 24961-80  
Title : SYSTEM AND METHOD FOR HEAT TREATING A  
HOMOGENIZED FLUID PRODUCT

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Examiner:

1. This Information Disclosure Statement ("IDS") is filed in accordance with 36 C.F.R. §§ 1.56, 1.97 and 1.98. The items listed on the enclosed Forms PTO/SB/08A and 08B may be deemed to be pertinent to the above-referenced application and are made of record to assist the Patent and Trademark Office in its examination of this application. The Examiner is respectfully requested to fully consider these items and to enter them into the record of this application.

2. Pursuant to 37 C.F.R. § 1.97(g), the filing of this IDS shall not be construed as a representation that a search has been made.

3. Pursuant to 37 C.F.R. § 1.97(h), the filing of this IDS shall not be construed as an admission that the information cited in this IDS is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

4. Pursuant to 37 C.F.R. § 1.97(b), this IDS is being filed:

- ( ) within 3 months of the filing date of a national application; or
- ( ) within 3 months of the date of the entry of the national stage as set forth in 37 CFR § 1.491 in an international application; or

- (X) before the mailing date of a first Office Action on the merits; or
- ( ) before the mailing date of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114 .

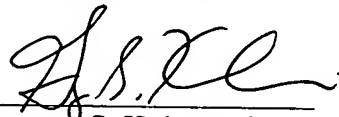
5. The relevance with respect to U.S. Patent No. 6,511,695 listed on Form PTO/SB/08A is submitted on the basis of the accompanying International Search Report issued by the U.S. Patent Office in connection with the corresponding PCT application.

The Commissioner is hereby authorized to charge any additional fees required for consideration of this IDS to Deposit Account No. 02-2051, identifying our Docket No. 24961-80.

Respectfully Submitted,

Dated: December 15, 2006

By:

  
Gregory S. Kolocouris  
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